

The United States of America

To all to whom these presents shall come, Greeting:

AA-52323

WHEREAS

Afognak Joint Venture

is entitled to a patent pursuant to Sec. 1427(b)(1) of the Alaska National Interest Lands Conservation Act of December 2, 1980 (ANILCA), Pub. L. 96-487, 94 Stat. 2371, 2518-28, and Sec. 14 of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613 of the surface estate in the following-described lands:

Seward Meridian, Alaska

T. 21 S., R. 16 W.,
Sec. 19, lots 1, 2 and 3;
Secs. 30 and 31.

Containing 298.17 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 22 S., R. 16 W.,
Sec. 6;
Sec. 7, lots 1 and 2;
Secs. 18, 19 and 31.

Containing 435.57 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 20 S., R. 17 W.,
Sec. 32.

Containing 25.99 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 21 S., R. 17 W.,
Secs. 6, 7, 8 and 13;
Secs. 17 to 20, inclusive;
Secs. 23 to 26, inclusive;
Secs. 29, 30, 31 and 33;
Secs. 34, 35 and 36.

Containing 5,727.94 acres, as shown on the plat of survey officially filed December 22, 1989.

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T. 22 S., R. 17 W.,
Secs. 1 to 6, inclusive;
Secs. 8 to 14, inclusive;
Sec. 15, lots 1 and 2;
Sec. 16, lots 1 and 2;
Sec. 17;
Secs. 19 to 29, inclusive;
Secs. 32 to 36, inclusive.

Containing 16,153.80 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 23 S., R. 17 W.,
Secs. 1 to 5, inclusive;
Sec. 6, lots 1 and 2, SE $\frac{1}{4}$;
Sec. 7, E $\frac{1}{4}$;
Secs. 8, 9 and 10;
Sec. 15;
Sec. 16, lots 1 and 2;
Sec. 17;
Sec. 18, E $\frac{1}{4}$;
Sec. 19, NE $\frac{1}{4}$;
Sec. 20, N $\frac{1}{4}$, SE $\frac{1}{4}$;
Secs. 21, 22 and 28;
Sec. 29, lot 1.

Containing 7,805.42 acres, as shown on the plat of survey officially filed December 22, 1989, and supplemental plat of survey for Sec. 3, T. 23 S., R. 17 W., Seward Meridian, officially filed April 19, 1990.

T. 20 S., R. 18 W.,
Sec. 19;
Secs. 20 and 28;
Sec. 29, lots 1 to 4, inclusive;
Sec. 30, lots 1 to 4, inclusive;
Sec. 31, lots 1 and 2;
Sec. 32, lots 1, 2 and 3;
Sec. 33, lots 2 and 4.

Containing 2,030.26 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 21 S., R. 18 W.,
Sec. 1, lots 1, 2 and 3;
Sec. 4;
Sec. 5, lots 1 and 2;

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Secs. 6 and 7;
Sec. 8, lots 1, 2 and 3;
Sec. 9;
Secs. 11 to 14, inclusive;
Sec. 15, lots 1 and 2;
Sec. 16, lots 1 and 2;
Sec. 17, lots 1 and 2;
Sec. 18, lots 1 to 4, inclusive;
Sec. 19, lots 1, 2 and 3;
Secs. 20 to 29, inclusive;
Sec. 30, lots 1 to 4, inclusive;
Secs. 31 to 36, inclusive.

Containing 16,131.10 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 22 S., R. 18 W.,
Secs. 1 and 2;
Secs. 11 to 15, inclusive;
Secs. 22 to 27, inclusive;
Sec. 33, lots 1, 2, 5 and 6;
Secs. 34 and 35;
Sec. 36, lot 1.

Containing 9,373.50 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 23 S., R. 18 W.,
Sec. 1, W½;
Sec. 2;
Sec. 3, lots 1, 2 and 3;
Sec. 4, lots 1 and 2;
Sec. 6;
Sec. 7, lots 1 to 5, inclusive;
Secs. 9, 10 and 11;
Sec. 12, W½;
Sec. 14;
Sec. 15, lots 1 and 2;
Secs. 18, 22, and 23;
Secs. 30, 31 and 32.

Containing 4,967.75 acres, as shown on the plat of survey officially filed December 22, 1989.

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T. 20 S., R. 19 W.,
Sec. 6, lots 1 and 2;
Secs. 7 and 18;
Sec. 24;
Sec. 25;
Sec. 26, lots 1 to 4, inclusive;
Sec. 31, lots 1 to 4, inclusive;
Sec. 36.

Containing 1,149.35 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 21 S., R. 19 W.,
Sec. 1;
Sec. 2, lots 1 to 4, inclusive;
Secs. 3, 7, 8 and 10;
Sec. 11;
Sec. 12, lots 1 to 10, inclusive;
Sec. 13, lots 1 to 12, inclusive;
Sec. 14;
Sec. 15, lots 1, 2 and 3;
Sec. 16, lots 1 and 2;
Sec. 17, lots 1 and 2;
Secs. 18, lots 1 and 2;
Secs. 19 and 20;
Sec. 21;
Secs. 22 to 26, inclusive;
Sec. 27, lots 1 and 2;
Sec. 28, lots 1 and 2;
Sec. 29, lots 1 to 5, inclusive;
Secs. 30, 31 and 32;
Sec. 33, lots 1, 2 and 3;
Sec. 34, lots 1 and 2;
Secs. 35 and 36.

Containing 13,784.38 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 19 S., R. 20 W.,
Sec. 31.

Containing 27.91 acres, as shown on the plat of survey officially filed December 22, 1989.

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T. 20 S., R. 20 W.,
Secs. 1 and 3;
Sec. 4, lots 1 and 2;
Secs. 5 to 8, inclusive;
Sec. 9, lots 1 and 2;
Sec. 10, lots 1 and 2;
Secs. 11 to 20, inclusive;
Sec. 21, lots 1 and 2;
Secs. 22, 23, and 24;
Sec. 25, lots 1 and 2;
Secs. 26, 27 and 28;
Sec. 29, lots 1 and 2;
Sec. 30, lot 1;
Sec. 32;
Sec. 33, lots 1 and 2;
Secs. 34, 35 and 36.

Containing 16,837.45 acres, as shown on the plat of survey officially filed December 22, 1989, and supplemental plat of survey for Sec. 30, T. 20 S., R. 20 W., Seward Meridian, officially filed June 8, 1990.

T. 21 S., R. 20 W.,
Secs. 1, 2 and 3;
Sec. 4, E $\frac{1}{4}$;
Sec. 9, E $\frac{1}{4}$;
Secs. 10 and 11;
Sec. 12, lots 1, 2 and 3;
Sec. 13, lots 1 and 2;
Sec. 14;
Sec. 15, lots 1 and 2;
Sec. 16;
Sec. 17, SE $\frac{1}{4}$;
Secs. 19 and 20;
Sec. 21, lots 1 and 2;
Sec. 22, lots 1 and 2;
Sec. 23;
Sec. 24, lots 1, 2 and 3;
Secs. 25 to 36, inclusive.

Containing 15,992.85 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 22 S., R. 20 W.,
Secs. 1 to 11, inclusive;
Sec. 12, lots 1 to 5, inclusive;
Sec. 13, lots 1, 2 and 3;

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Secs. 14 to 32, inclusive;
Sec. 33, lots 1 and 2;
Secs. 34, 35 and 36.

Containing 22,706.62 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 23 S., R. 20 W.,
Secs. 13, 23 and 24;
Secs. 26 and 35.

Containing 3,200.00 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 19 S., R. 21 W.,
Sec. 36.

Containing 5.41 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 20 S., R. 21 W.,
Sec. 1;
Sec. 2, lot 2;
Sec. 11, lots 1 and 2;
Sec. 12, lots 1 and 2;
Sec. 13, lots 1 and 2;
Sec. 14;
Secs. 24 and 25.

Containing 1,732.36 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 21 S., R. 21 W.,
Sec. 36, SE $\frac{1}{4}$.

Containing 160.00 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 22 S., R. 21 W.,
Sec. 1, NE $\frac{1}{4}$, S $\frac{1}{4}$;
Sec. 7;
Secs. 10 to 15, inclusive;
Sec. 16, lots 1 and 2;
Sec. 17, lots 1 to 4, inclusive;

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Sec. 18, lots 1 and 3;
Secs. 19 to 36, inclusive.

Containing 16,667.17 acres, as shown on the plat of survey officially filed December 22, 1989, and amended plat of survey for Sec. 18, T. 22 S., R. 21 W., Seward Meridian, officially filed May 22, 1990.

T. 23 S., R. 21 W.,
Secs. 23, 25, 26 and 29;
Secs. 32, 33 and 36.

Containing 4,480.00 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 22 S., R. 22 W.,
Secs. 7 to 10, inclusive;
Sec. 11, lots 1 and 2;
Sec. 12;
Secs. 13, 14 and 15;
Sec. 16, lots 1 and 2;
Secs. 17 to 36, inclusive.

Containing 15,929.53 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 23 S., R. 22 W.,
Secs. 1 to 9, inclusive;
Sec. 10, lots 1 and 2;
Secs. 11 to 16, inclusive;
Sec. 17, lots 1 and 2;
Secs. 23, 24 and 25;
Secs. 28 to 34, inclusive.

Containing 16,625.49 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 24 S., R. 22 W.,
Secs. 1, 3, 4 and 12;
Secs. 19 and 20;
Secs. 27 to 35, inclusive.

Containing 9,583.77 acres, as shown on the plat of survey officially filed December 22, 1989.

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T. 21 S., R. 23 W.,
Sec. 33.

Containing .21 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 22 S., R. 23 W.,
Secs. 2, 3 and 4;
Secs. 8 to 29, inclusive;
Secs. 33 to 36, inclusive.

Containing 13,862.64 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 23 S., R. 23 W.,
Secs. 1 and 2;
Secs. 7 to 10, inclusive;
Sec. 11, lots 1 and 2;
Sec. 12, lots 1 and 2;
Secs. 15 to 22, inclusive;
Secs. 24 and 25;
Secs. 27 to 34.

Containing 14,023.86 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 24 S., R. 23 W.,
Secs. 4 to 8, inclusive;
Secs. 11, 14 and 15;
Secs. 21 to 28, inclusive;
Sec. 35.

Containing 9,632.70 acres, as shown on the plat of survey officially filed December 22, 1989.

T. 23 S., R. 24 W.,
Secs. 1, 2 and 3;
Sec. 4, lots 1 and 2;
Secs. 9 to 16, inclusive;
Secs. 21 to 24, inclusive;
Sec. 25, lots 1 and 2;
Secs. 26, 27 and 28;
Secs. 33 to 36, inclusive.

Containing 10,990.86 acres, as shown on the plat of survey officially filed December 22, 1989.

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T. 24 S., R. 24 W.,
Secs. 1, 2 and 3;
Secs. 11 and 12.

Containing 1,762.37 acres, as shown on the plat of survey officially filed December 22, 1989.

Aggregating 252,104.43 acres.

NOW KNOW YE, that there is, therefore, granted by the UNITED STATES OF AMERICA, unto the above-named corporation the surface estate in the lands above described; TO HAVE AND TO HOLD the said estate with all the rights, privileges, immunities, and appurtenances, of whatsoever nature, thereunto belonging, unto the said corporation, its successors and assigns, forever.

EXCEPTING AND RESERVING TO THE UNITED STATES from the lands so granted:

1. The subsurface estate therein and all the rights, privileges, immunities, and appurtenances, of whatsoever nature, accruing unto said estate pursuant to Sec. 1427(c) of the Alaska National Interest Lands Conservation Act of December 2, 1980, 94 Stat. 2371, 2523(c) and the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(f);
2. Title to all improvements used in conjunction with the operation of the navigation aids which are located upon or attached to the land is reserved to the United States, along with the right to remove the improvements in a reasonable manner, at such future time as it finds appropriate; and
3. Pursuant to Sec. 17(b) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1616(b), the following public easements, referenced by easement identification number (EIN) on the easement maps, copies of which can be found in the Bureau of Land Management's Public Land Records, are reserved to the United States. All easements are subject to applicable Federal, State, or municipal corporation regulation. The following is a listing of uses allowed for each type of easement. Any uses which are not specifically listed are prohibited.

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One Acre Site - The uses allowed for a site easement are: vehicle parking (e.g., aircraft, boats, all-terrain vehicles (ATVs), snowmobiles, cars, trucks), temporary camping, and loading or unloading. Temporary camping, loading or unloading shall be limited to 24 hours.

25 Foot Trail - The uses allowed on a twenty-five (25) foot wide trail easement are: travel by foot, dogsleds, animals, snowmobiles, two and three-wheel vehicles, and small all-terrain vehicles (ATVs) (less than 3,000 lbs. Gross Vehicle Weight (GVW)).

- a. (EIN 100, J) A combination of miscellaneous easements for an existing U.S. Coast Guard navigation aid known as Lighthouse Point Lighthouse, located in Sec. 31, T. 19 S., R. 20 W., Seward Meridian, at latitude 58°28'59.21" N., and longitude 152°39'01.55" W. The easements include a circular site, having a radius of 100 feet, whose center is the center of the navigation aid and the right of ingress and egress to the site. In addition, an easement is reserved for the airspace, through an arc having a 300 foot radius, whose center is the navigation aid, from 253.5° true north, clockwise, to 105.0° true north. The uses allowed include those uses associated with the construction, reconstruction, operation, and maintenance of the navigational aid, the right to clear and keep the lands clear from any obstruction infringing upon or penetrating the airspace, the right to remove buildings or obstructions of any type which may infringe upon or extend into the airspace, and the right to prohibit use on and remove from the lands beneath the airspace any object which would create interference for users of the navigation aid.
- b. (EIN 101, J) An easement twenty-five (25) feet in width for an existing access trail from EIN 102, J, in Section 31, T. 19 S., R. 20 W., Seward Meridian, northerly to the navigation aid. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- c. (EIN 102, J) A one (1) acre site easement upland of the mean high tide line in Sec. 31, T. 19 S., R. 20 W., Seward Meridian, on the south shore of Shuyak Strait. The uses allowed are those listed above for a one (1) acre site.

- d. (EIN 103, J) A combination of miscellaneous site easements for an existing U.S. Coast Guard navigation aid known as Tonki Cape Lighthouse, located in Sec. 13, T. 21 S., R. 17 W., Seward Meridian, at latitude $58^{\circ}21'11.432''$ N., and longitude $151^{\circ}59'03.283''$ W. This easement is circular, having a 235 foot radius whose center is the center of the navigation aid and includes the right to ingress and egress to the site. The uses allowed include those uses associated with the construction, reconstruction, operation, and maintenance of the navigational aid, the right to clear and keep the lands clear from any obstruction infringing upon or penetrating the airspace, the right to remove buildings or obstructions of any type which may infringe upon or extend into the airspace, and the right to prohibit use on and remove from the lands beneath the airspace any object which would create interference for users of the navigation aid.
- e. (EIN 104, J) An easement twenty-five (25) feet in width for an existing access trail from EIN 105, J, in Section 24, T. 21 S., R. 17 W., Seward Meridian, northerly to the navigation aid. The uses allowed are those listed above for a twenty-five (25) foot wide trail easement.
- f. (EIN 105, J) A one (1) acre site easement upland of the mean high tide line in Sec. 24, T. 21 S., R. 17 W., Seward Meridian, in a small bight on the west side of Tonki Cape. The uses allowed are those listed above for a one (1) acre site.
- g. (EIN 106, J) A combination of miscellaneous easements for an existing U.S. Coast Guard navigation aid known as Dolphin Point Lighthouse, located in Sec. 11, T. 24 S., R. 24 W., Seward Meridian, at latitude $58^{\circ}06'24''$ N., and longitude $153^{\circ}08'54''$ W. The easements include a circular site, having a radius of 200 feet, whose center is the center of the navigation aid and the right of ingress and egress to the site. In addition, an easement is reserved for the airspace, through an arc having a 200 foot radius, whose center is the navigation aid, from 0° true north, clockwise, to 360° true north. The uses allowed include those uses associated with the construction, reconstruction, operation, and maintenance of the navigational aid, the right to clear and keep the lands

clear from any obstruction infringing upon or penetrating the airspace, the right to remove buildings or obstructions of any type which may infringe upon or extend into the airspace, and the right to prohibit use on and remove from the lands beneath the airspace any object which would create interference for users of the navigation aid.

THE GRANT OF THE ABOVE-DESCRIBED LANDS IS SUBJECT TO:

1. Valid existing rights therein, if any, including but not limited to those created by any lease, contract, permit, right-of-way, or easement, and the right of the lessee, contractee, permittee, or grantee to the complete enjoyment of all rights, privileges, and benefits thereby granted to him. Further, pursuant to Sec. 17(b)(2) of the Alaska Native Claims Settlement Act of December 18, 1971 (ANCSA), 43 U.S.C. 1601, 1616(b)(2), any valid existing right recognized by ANCSA shall continue to have whatever right of access as is now provided for under existing law;
2. The following third-party interests, if valid, created and identified by the U.S. Forest Service, as provided by Sec. 14(g) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(g) and Sec. 1427(o) of the Alaska National Interest Lands Conservation Act of December 2, 1980, 94 Stat. 2528:
 - a. A Term Special Use Permit granted November 21, 1978, as amended, to Roy Randall, for the purpose of maintaining a resort at Seal Bay, encompassing 28.4 acres, in Sec. 4, T. 21 S., R. 18 W., Seward Meridian, issued under the Act of March 4, 1915, as amended;
 - b. A Special Use Permit granted June 12, 1980, to Imo C. Trueman, for the purpose of maintaining a year-long residence at Blue Fox Bay, encompassing 0.63 acre in Sec. 12, T. 20 S., R. 21 W., Seward Meridian, issued under the provisions of the Act of June 4, 1897, 36 CFR 251.2(a)(c)(e);
 - c. A Special Use Permit granted October 10, 1980, to the Alaska Department of Fish and Game for the purpose of maintaining a cabin to house State employees operating,

maintaining and evaluating three fishpasses on Little Waterfall Creek, encompassing 1 acre in Sec. 2, T. 21 S., R. 20 W., Seward Meridian, issued under the Act of June 4, 1897, 36 CFR 251.2(a)(c)(e);

3. The provisions of Sec. 1427(c) of the Alaska National Interest Lands Conservation Act of December 2, 1980, Pub. L. 96-487, 94 Stat. 2524, that no action will be taken or permitted which may be inimical to bear denning activities on the Tonki Cape Peninsula;
4. The provisions of Sec. 1427(b)(5) of the Alaska National Interest Lands Conservation Act of December 2, 1980, Pub. L. 96-487, 94 Stat. 2523, that the lands shall remain open and available to sport hunting and fishing and other recreational uses by the public under applicable law, subject only to reasonable restrictions necessary to insure the public safety and minimize conflicts between those persons recreating and ongoing logging or other commercial operations, and that access by employees of the State of Alaska shall be permitted for purposes of managing fish and wildlife and by other State officers and employees and employees of political subdivisions of the State for purposes of carrying out the provisions of that subsection; and
5. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(c) as amended, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

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maintaining and evaluating three fishpasses on Little Waterfall Creek, encompassing 1 acre in Sec. 2, T. 21 S., R. 20 W., Seward Meridian, issued under the Act of June 4, 1897, 36 CFR 251.2(a)(c)(e);

3. The provisions of Sec. 1427(c) of the Alaska National Interest Lands Conservation Act of December 2, 1980, Pub. L. 96-487, 94 Stat. 2524, that no action will be taken or permitted which may be inimical to bear denning activities on the Tonki Cape Peninsula;
4. The provisions of Sec. 1427(b)(5) of the Alaska National Interest Lands Conservation Act of December 2, 1980, Pub. L. 96-487, 94 Stat. 2523, that the lands shall remain open and available to sport hunting and fishing and other recreational uses by the public under applicable law, subject only to reasonable restrictions necessary to insure the public safety and minimize conflicts between those persons recreating and ongoing logging or other commercial operations, and that access by employees of the State of Alaska shall be permitted for purposes of managing fish and wildlife and by other State officers and employees and employees of political subdivisions of the State for purposes of carrying out the provisions of that subsection; and
5. Requirements of Sec. 14(c) of the Alaska Native Claims Settlement Act of December 18, 1971, 43 U.S.C. 1601, 1613(c) as amended, that the grantee hereunder convey those portions, if any, of the lands hereinabove granted, as are prescribed in said section.

IN TESTIMONY WHEREOF, the undersigned authorized officer of the Bureau of Land Management, in accordance with the provisions of the Act of June 17, 1948 (62 Stat. 476), has, in the name of the United States, caused these letters to be made Patent, and the Seal of the Bureau to be hereunto affixed.

[SEAL]

GIVEN under my hand, in ANCHORAGE, ALASKA
the TWENTY-SIXTH day of SEPTEMBER
in the year of our Lord one thousand nine hundred and
NINETY and of the Independence of the
United States the two hundred and FIFTEENTH.

By /s/ Terry R. Hassett

Terry R. Hassett
Chief, Branch of KCS Adjudication

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